

Senate File 202

AN ACT  
RELATING TO PROGRAMS AND SERVICES UNDER THE PURVIEW OF THE  
DEPARTMENT OF PUBLIC HEALTH.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I  
TRAUMA SYSTEM QUALITY IMPROVEMENT  
Section 1. Section 147A.25, subsection 1, paragraph h, Code  
2013, is amended to read as follows:  
h. ~~Iowa foundation of medical care director~~ A representative  
of the state's Medicare quality improvement organization.

DIVISION II  
REIMBURSEMENT FOR CERTAIN AUTOPSIES  
Sec. 2. Section 331.802, subsection 2, paragraph c, Code

2013, is amended to read as follows:

c. The fee and expenses of the county medical examiner who performs an autopsy or conducts an investigation of a person who dies after being brought into this state for emergency medical treatment by or at the direction of an out-of-state law enforcement officer or public authority shall be paid by the state. A claim for payment shall be filed with the Iowa department of public health. ~~If moneys are not appropriated to the Iowa department of public health for the payment of autopsies under this paragraph, claims for payment shall be forwarded to the state appeal board and, if authorized by the board, shall be paid out of moneys in the general fund of the state not otherwise appropriated.~~

Sec. 3. Section 331.802, subsection 4, Code 2013, is amended to read as follows:

4. The county medical examiner shall conduct the investigation in the manner required by the state medical examiner and shall determine whether the public interest requires an autopsy or other special investigation. However, if the death occurred in the manner specified in subsection 3, paragraph "j", the county medical examiner shall order an autopsy, claims for the expense payment of which shall be reimbursed by the Iowa department of public health filed with the state appeal board and, if authorized by the board, shall be paid out of moneys in the general fund of the state not otherwise appropriated. In determining the need for an autopsy, the county medical examiner may consider the request for an autopsy from a public official or private person, but the state medical examiner or the county attorney of the county where the death occurred may require an autopsy.

#### DIVISION III

##### HIV HOME TEST KITS

Sec. 4. REPEAL. Section 126.25, Code 2013, is repealed.

#### DIVISION IV

##### TOBACCO CESSATION SERVICES — MINORS

Sec. 5. NEW SECTION. 142A.11 **Application for services — minors.**

A minor who is twelve years of age or older shall have the legal capacity to act and give consent to the provision of tobacco cessation coaching services pursuant to a tobacco cessation telephone and internet-based program approved by the department. Consent shall not be subject to later disaffirmance by reason of such minority. The consent of

another person, including but not limited to the consent of a spouse, parent, custodian, or guardian, shall not be necessary.

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PAM JOCHUM  
President of the Senate

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KRAIG PAULSEN  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 202, Eighty-fifth General Assembly.

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MICHAEL E. MARSHALL  
Secretary of the Senate

Approved \_\_\_\_\_, 2013

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TERRY E. BRANSTAD  
Governor